

Message Text

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44

ACTION EB-07

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

DOT-00 INR-07 NSAE-00 FAA-00 PM-04 H-02 L-03 NSC-05

PA-01 PRS-01 SP-02 SS-15 USIA-06 /068 W

----- 073144

P R 311251Z DEC 75

FM AMEMBASSY BONN

TO SECSTATE WASHDC PRIORITY 5394

INFO AMEMBASSY BRUSSELS

AMEMBASSY PARIS

AMEMBASSY THE HAGUE

AMEMBASSY LONDON

AMEMBASSY DUBLIN

AMEMBASSY BERN

AMEMBASSY VIENNA

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E.O. 11652: N/A

TAGS: EAIR, BE, FR, GW, NL

SUBJECT: CIVAIR: EXTENSION OF CHARTER MOU'S

REF: STATE 303070

1. IN ACCORDANCE WITH PARA 5 REFTL, ON DECEMBER 30, 1975, WE COMPLETED EXCHANGE OF LETTERS EXTENDING US-FRG MOU THROUGH FEBRUARY 29, 1976. IN A SHORT CONVERSATION WITH EMB CAA, AVIATION OFFICIAL NIESTER (CHAIRMAN OF GERMAN DELEGATION DURING CHARTER TALKS) EXPRESSED THE HOPE THAT THE MAJOR AVIATION COUNTRIES WOULD FIND A WAY IN 1976 TO HARMONIZE FURTHER THE CHARTER RULES GOVERNING TRAFFIC ACROSS THE NORTH ATLANTIC IN THE INTEREST OF THE TRAVELING PUBLIC AND THE AIRLINE INDUSTRY. CONFIRMING A REMARK MADE DURING THE TALKS, HE SAID THAT ALTHOUGH THE EXCHANGE OF LETTERS PROVIDED FOR AN EXTENSION THROUGH FEB. 29, LIMITED OFFICIAL USE

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FRG AVIATION AUTHORITIES WOULD HAVE NO PROBLEM

IN EXTENDING THIS PERIOD INFORMALLY FOR ANOTHER MONTH
IF TIMING OF FURTHER NEGOTIATIONS MADE THIS NECESSARY.

2. IN ADDITION, NIESTER WANTED TO DOCUMENT THE FRG'S
READINESS TO FACILITATE U.S. CARRIER OPERATIONS
IN THE INTERIM PERIOD. HE HANDED THE CAA COPIES OF
CORRESPONDENCE SHOWING THAT TGC FLIGHTS HAD ALREADY
BEEN APPROVED FOR JAN. AND FEB. DATES. A SENTENCE HAD
BEEN ADDED TO THE STANDARD CLEARANCE LJDUAGE, PROVIDING
THAT SUBSTITUTIONS OF PASSENGERS EXCEEDING
10 PERCENT REQUIRES SPECIAL PERMISSION WHICH SHOULD BE
REQUESTED AT LEAST TWO FULL WORKING DAYS PRIOR TO THE
OPERATION OF THE FLIGHT. NIESTER EXPLAINED THAT THIS
STATEMENT WAS IN LINE WITH THE FRG'S STATED POLICY
BUT WOULD ALSO SERVE AS A BASIS FOR NECESSARY WAIVERS
WHICH HE WAS PREPARED TO GRANT. HE ALSO PROVIDED A COPY
OF A CIRCULAR LETTER TO GERMAN AND AMERICAN CARRIERS
ON THE NORTH ATLANTIC TO BE MAILED WITHIN A FEW DAYS,
DEALING WITH OTC/SEC FLIGHTS (NOT, OF COURSE, COVERED
BY THE EXTENDED MOU). IT INDICATED THAT RATES FOR
THESE CHARTER TYPES ARE SUBJECT TO APPROVAL AND IN THE
EVENT THAT SUCH RATES WERE LOWER THAN THE CRITERIA
OUTLINED IN THE LETTER, THEY REQUIRE JUSTIFICATION.
AGAIN NIESTER ASSURED US THAT THIS IS A DEVICE TO PERMIT
HIM TO HANDLE INDIVIDUAL REQUESTS ON A SPECIAL BASIS
DURING THE PERIOD OF THE EXTENSION. IN VIEW OF THE
TIME-FRAME FOR FILINGS UNDER US CAB RULES, HOWEVER,
HE DID NOT THINK IT LIKELY THAT THE SITUATION WOULD
ARISE. WE ARE POUCH TRANSLATED COPIES OF THESE LETTERS
TO AO/AN AND EMBASSY LONDON.

3. COMMENT: DURING OUR INFORMAL CONVERSATION WE WERE
STRUCK BY NIESTER'S OBVIOUSLY SINCERE DESIRE TO REACH
A MUTUALLY SATISFACTORY CHARTER ARRANGEMENT. THIS
WE THINK WAS EVIDENCED BY HIS PROVIDING FOR THE POSSIB-
ILITY OF WAIVER PROCEDURES WHICH WOULD MEET U.S. NEEDS
ON TGC SUBSTITUTIONS AND OTC/SEC PRICING DURING JAN.
AND FEB. A CERTIFIED COPY OF THE EMBASSY'S LETTER
AND THE ORIGINAL OF THE FRG'S RESPONSE WILL BE
FORWARDED TO THE DEPARTMENT ON JAN. 2,
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IN ACCORDANCE WITH PARA 2, REFTEL.
HILLENBRAND

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CIVIL AVIATION, AVIATION AGREEMENTS, SUPPLEMENTAL AIRLINES, AIR SCHEDULES
Control Number: n/a
Copy: SINGLE
Draft Date: 31 DEC 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: MorefiRH
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975BONN20898
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Document Unique ID: 00
Drafter: n/a
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Film Number: D750451-0421
From: BONN
Handling Restrictions: n/a
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ISecure: 1
Legacy Key: link1975/newtext/t1975122/aaaaabkx.tel
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Office: ACTION EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
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Previous Handling Restrictions: n/a
Reference: 75 STATE 303070
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Review Authority: MorefiRH
Review Comment: n/a
Review Content Flags:
Review Date: 08 APR 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <08 APR 2003 by ShawDG>; APPROVED <10 JUL 2003 by MorefiRH>
Review Markings:

Margaret P. Grafeld
Declassified/Released
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EO Systematic Review
06 JUL 2006

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To: STATE
Type: TE
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